

*Ali B.  
amendment*

Amendments to Senate Bill No. 6666  
1st Reading Copy

Requested by Senator Lynda Moss  
(Suggested by Ali B. as an **ALTERNATIVE (ONLY)** to Gibson amendment  
-- you can not adopt both amendments -- it is a policy decision  
whether to adopt either)

For the Senate Judiciary Committee

Prepared by Valencia Lane  
February 14, 2007 (7:37am)

1. Page 10.

Section 3. Amendments to 41-5-1513

Change subsection (1)(c) on page 10 as follows

**Following:** "~~sexual offense or~~" in 2nd and 3rd line

**Insert:** "sexual offense or"

**Following:** "~~sexual or~~" in 4th line

**Insert:** "sexual or"

at end of (1)(c) add:

**Following:** "compliance." at the end of (1)(c)

**Insert:** "The court:

(i) shall, prior to disposition, order a psychosexual  
evaluation that must comply with the provisions of 46-18-111;

(ii) if the court requires the youth to register as a sex  
offender, shall designate the youth's risk level pursuant to 46-  
23-509."

**Following:** subsection (c)

**Strike:** new subsection (d) in its entirety

So on page 10, subsection reads as follows and subsection (d) is  
gone:

(c) require a youth found to be a delinquent youth, as the  
result of the commission of an offense that would be a sexual  
offense or violent offense, as defined in 46-23-502, if committed  
by an adult, to register and remain registered as a sexual or  
violent offender pursuant to Title 46, chapter 23, part 5. The  
youth court shall retain jurisdiction in a disposition under this  
subsection to ensure registration compliance. The court:

(i) shall, prior to disposition, order a psychosexual  
evaluation that must comply with the provisions of 46-18-111;

(ii) if the court requires the youth to register as a sex offender, shall designate the youth's risk level pursuant to 46-23-509.

2. Page 34.

make the exact same changes to page 34 so that page 34 reads as follows:

**Insert: "**

victim is less than 18 years of age and the offender is not a parent of the victim), 45-5-502(3), 45-5-503, 45-5-504(1) (if the victim is under 18 years of age and the offender is 18 years of age or older), 45-5-504(2)(c), 45-5-507 (if the victim is under 18 years of age and the offender is 3 or more years older than the victim), 45-5-603(1)(b), or 45-5-625; or

(b) any violation of a law of another state, a tribal government, or the federal government that is reasonably equivalent to a violation listed in subsection (6)(a) or for which the offender was required to register as a sex offender after conviction.

~~(7)~~(10) "Sexual or violent offender" means a person who has been convicted of a sexual or violent offense.

~~(8)~~(11) "Sexually violent predator" means a person who:

(a) has been convicted of a sexual offense and who suffers from a mental abnormality or a personality disorder that makes the person likely to engage in predatory sexual offenses; or

(b) has been convicted of a sexual offense against a victim 12 years of age or younger and the offender is 18 years of age or older.

(12) "Transient" means an offender who has no residence.

~~(9)~~(13) "Violent offense" means:

(a) any violation of or attempt, solicitation, or "

- END -